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Counsel for Defendants

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

RALPH "TREY" JOHNSON, *et al.*,
individually and on behalf of all
persons similarly situated,

Plaintiffs,

v.

NATIONAL COLLEGIATE
ATHLETIC ASSOCIATION, a/k/a the
NCAA, *et al.*,

Defendants.

Civil Action No. 2:19-cv-05230-JP

**CORRECTED NOTICE OF MOTION
AND MOTION OF THE ATTENDED
SCHOOLS TO CERTIFY
INTERLOCUTORY APPEAL OF
RULING DENYING THEIR MOTION
TO DISMISS (ECF 55-56)**

Pursuant to Fed. R. Civ. Proc. 59(d)(6) and 28 U.S.C. § 1292(b), defendants Cornell University, Fordham University, Lafayette College, Sacred Heart University and Villanova University hereby respectfully move this Court to amend its memorandum and order denying their Motion to Dismiss the First Amended Complaint (ECF 55-56) to certify an interlocutory appeal, for the reasons set forth in the accompanying memorandum in support of this motion.

This Motion is filed after a conference of counsel to discuss stipulation to relief. Plaintiffs intend to oppose this motion.

Pursuant to E.D. Pa. Local R. Civ. Proc. 7.1(f), defendants request oral argument on this motion.

Dated: September 29, 2021

Respectfully submitted

s/ Steven B. Katz

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CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2021, the foregoing document was served on counsel by filing via the CM/ECF system, which will send an email notice to registered parties.

s/ Steven B. Katz.

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